

SPECIAL COUNCIL MEETING

NOVEMBER 20, 2013

The Special Council Meeting of the Council of the County of Kaua'i was called to order by Council Chair Jay Furfaro at the Council Chambers, 4396 Rice Street, Room 201, Līhu'e, Kaua'i, on Wednesday, November 20, 2013 at 9:10 a.m., after which the following members answered the call of the roll:

Honorable Tim Bynum
Honorable Mason K. Chock, Sr.
Honorable Gary L. Hooser
Honorable Mel Rapozo
Honorable JoAnn A. Yukimura
Honorable Jay Furfaro

Excused: Honorable Ross Kagawa

APPROVAL OF AGENDA.

Mr. Bynum moved for approval of the agenda as circulated, seconded by Ms. Yukimura, and carried by a vote of 6:0:1 (Councilmember Kagawa was excused).

PUBLIC COMMENT.

Pursuant to Council Rule 13(e), members of the public shall be allowed a total of eighteen (18) minutes on a first come, first served basis to speak on any agenda item. Each speaker shall be limited to three (3) minutes at the discretion of the Chair to discuss the agenda item and shall not be allowed additional time to speak during the meeting. This rule is designed to accommodate those who cannot be present throughout the meeting to speak when the agenda items are heard. After the conclusion of the eighteen (18) minutes, other members of the public shall be allowed to speak pursuant to Council Rule 12(e).

There being no one to give testimony at this time, the meeting proceeded as follows:

Chair Furfaro: Do we need to have someone here from the County Attorney's Office on the document?

LEGAL DOCUMENT:

C 2013-369 Communication (11/14/2013) from Amy I. Esaki, First Deputy County Attorney, requesting Council approval of a Warranty Deed which will convey 0.049 acres (Tax Map Key (TMK): (4) 4-3-02-02) from the owners of Kapa'a Sands to the County of Kaua'i for the County's bike path project, which was the subject of the Second Amendment to the Purchase Agreement that was previously approved by the Council: Mr. Bynum moved to approve C 2013-369, seconded by Ms. Yukimura.

Chair Furfaro: Thank you, Amy. Is this a Second Amendment to the particular easement that we first reviewed? Am I correct?

There being no objections, the rules were suspended.

AMY I. ESAKI, First Deputy County Attorney: This is the Warranty Deed that was the subject of the Second Amendment to the Purchase Agreement. The Second Amendment was before the Council, was approved recently, and this is the last step to acquire that parcel of land at Kapa'a Sands.

Chair Furfaro: Was this item time sensitive?

Ms. Esaki: Yes it is. We have a closing date of November 30, 2013.

Chair Furfaro: Members, any questions? Having none, it is a reflection of the good work that you do Amy. Thank you very much.

Ms. Esaki: Thank you.

There being no objections, the meeting was called back to order, and proceeded as follows:

Chair Furfaro: This would be a motion to approve?

JADE K. FOUNTAIN-TANIGAWA, Deputy County Clerk: We have a motion to approve and a second.

Chair Furfaro: We have that on the floor?

Ms. Fountain-Tanigawa: Yes we do.

Chair Furfaro: Members?

The motion to approve C 2013-369 was the put, and carried by the following vote:

FOR APPROVAL:	Bynum, Chock, Hooser, Rapozo,	
	Yukimura, Furfaro	TOTAL – 6,
AGAINST APPROVAL:	None	TOTAL – 0,
SILENT & NOT VOTING:	None	TOTAL – 0,
EXCUSED & NOT VOTING:	Kagawa	TOTAL – 1,
RECUSED & NOT VOTING:	None	TOTAL – 0.

Ms. Fountain-Tanigawa: Six (6) ayes.

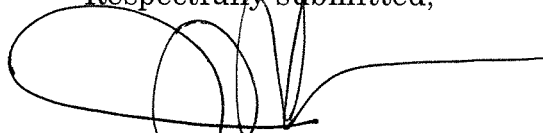
Chair Furfaro:
much.

Thank you very much. Amy, thank you very

ADJOURNMENT.

There being no further business, the meeting was adjourned at 9:13 a.m.

Respectfully submitted,

A handwritten signature in black ink, consisting of a large, stylized 'J' followed by several loops and a long horizontal stroke extending to the right.

JADE K. FOUNTAIN-TANIGAWA
Deputy County Clerk

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